

Peter, VERNY, Jones, Schm 650-324-1678

AUG 02 2006

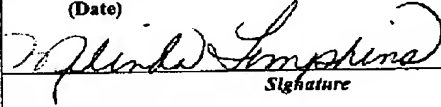
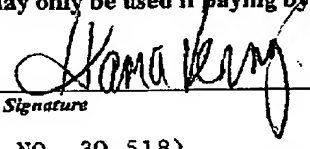
P1A/REV02

AUG 02 2006

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))				Docket No. 3831.03	
In Re Application Of: SHUICHI MIZUNO					
Application No. 10/626,459	Filing Date JULY 22, 2003	Examiner NAFF, DAVID M.	Customer No. 23308	Group Art Unit 1651	Confirmation No. 2554
Title: METHOD FOR GROWTH AND <i>DE NOVO</i> FORMATION OF A SUPERFICIAL CARTILAGE LAYER <i>IN SITU</i> AND FOR REPAIR OF DAMAGED CARTILAGE USING NEO-CARTILAGE CONSTRUCTS					
Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450					
37 CFR 1.97(b)					
1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.					
37 CFR 1.97(c)					
2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:					
<input type="checkbox"/> the statement specified in 37 CFR 1.97(e);					
OR					
<input checked="" type="checkbox"/> the fee set forth in 37 CFR 1.17(p).					

P10A/REV06

AUG 02 2006

<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b> (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. 3831.03	
In Re Application of: <b>SHUICHI MIZUNO</b>						
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
10/626,459	JULY 22, 2003	NAFF, DAVID M.	23308	1651	2554	
Title: <b>METHOD FOR GROWTH AND DE NOVO FORMATION OF A SUPERFICIAL CARTILAGE LAYER IN SITU AND FOR REPAIR OF DAMAGED CARTILAGE USING NEO-CARTILAGE CONSTRUCTS</b>						
<b>Payment of Fee</b> (Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))						
<input type="checkbox"/> A check in the amount of _____ is attached.						
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>16-1331</u> as described below.						
<input type="checkbox"/> Charge the amount of _____						
<input type="checkbox"/> Credit any overpayment.						
<input checked="" type="checkbox"/> Charge any additional fee required.						
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.						
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
<b>Certificate of Transmission by Facsimile*</b>						
<div>I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fa (571) 273-8300)</div> <div>AUGUST 2, 2006</div> <div>(Date)</div> <div> Signature</div> <div>MELINDA TOMPKINS</div> <div>Typed or Printed Name of Person Signing Certificate</div>						
<b>Certificate of Mailing by First Class Mail</b>						
<div>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on</div> <div>_____ (Date)</div> <div>_____ Signature of Person Mailing Correspondence</div> <div>_____ Typed or Printed Name of Person Mailing Certificate</div>						
<b>*This certificate may only be used if paying by deposit account.</b>						
<div style="text-align: center;"> Signature</div> <div style="text-align: right;">Dated: AUGUST 2, 2006</div>						
HANA VERNY (REG. NO. 30,518) PETERS, VERNY, JONES, SCHMITT & ASTON LLP 425 SHERMAN AVENUE, SUITE 230 PALO ALTO, CA 94306 TEL: (650) 324-1677 FAX: (650) 324-1678						
cc:						

P10A/REV06

Approved for use through 07/31/2008, OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT SUPPLEMENTAL</b>				Application Number	10/626,459
				Filing Date	JULY 22 2003
				First Named Inventor	SHUICHI MIZUNO
				Art Unit	1651
				Examiner Name	NAFF, DAVID M.
				Atty Docket Number	3831.03
Sheet	1	Of	1		

### U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. 1	Document Number Number-Kind Code2 (if known)	Issue/ Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures appear
	M	6,080,194A	6/27/2000	PACHENCE, ET AL.	
	N	5,989,269A	11/23/1999	VIBE-HANSEN, ET AL.	
	O	6,171,610 B1	1/9/2001	VACANTI, ET AL.	
	P	2002/0082623 A1	6/27/2002	OSTHER, ET AL.	
	Q	4,851,354A	7/25/1989	WINSTON, ET AL.	
	R	6,652,872B2	11/25/2003	NEVO, ET AL.	
	S	2002/0106625A1	8/8/2002	HUNG, ET AL.	

### FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. 1	Foreign Patent Document Country Code3 -Number 4 -Kind Code5 (if known)	Issue/ Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document the appropriate symbols as indicated on the document under WIPO Standard ST.18 if possible. 6 Applicant is to place a check mark here if English language translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-769-6199) and select option 2.